

Attorney Docket No.: 1400-1072 D5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAR 22 2006

In Re Application: Gary P. Mousseau et al.
Serial No. 09/782,412
Filed: February 13, 2001
Art Unit: 2153
Examiner: Sean M. Reilly
For: System and Method for Pushing Information From a Host System to a Mobile Data Communication Device

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

As listed on the accompanying Form PTO/SB/08B, submitted herewith are copies of the indicated references which applicant believes may be material to the examination of the above-identified application, and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Further, the filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Written notification that the enclosed references have been considered in their entirety by return of a copy of the enclosed form, completed by the Examiner, is respectfully requested.

IDENTIFICATION OF TIME OF FILING THE
INFORMATION DISCLOSURE STATEMENT

- [] This Information Disclosure Statement is being filed within three months of the filing date of the national application other than a continued prosecution application under §1.53(d) or within three months of the date of entry of the national stage as set forth in §1.491 in an international application or before the mailing date of a first Office Action on the merits or before the mailing of a first Office Action after the filing of a request for continued examination under §1.114. (37 CFR §1.97(b)).
- [X] This Information Disclosure Statement is being filed after the period specified in 37 CFR §1.97(b) but before the mailing date of a final action under §1.113 or a notice of allowance under §1.311 or an action that otherwise closes the prosecution in the application. (37 CFR §1.97(c)).

☒ Accompanying this transmittal is:

☐ the statement specified in 37 CFR §1.97(e); or

☒ the fee set forth in 37 CFR §1.17(p) of 180.00.

☐ This Information Disclosure Statement is being filed after the period specified in 37 CFR §1.97(c) but before or simultaneously with the payment of the issue fee. (37 CFR §1.97 (d)).

Accompanying this transmittal is:

a. the statement as specified in 37 CFR §1.97(e); and

b. the fee set forth in 37 CFR §1.17(p) of \$180.00.

CERTIFICATION FOR INFORMATION DISCLOSURE STATEMENT 37 CFR §1.97(e)
(Only if Required Above)

I, the person(s) signing below certify:

☐ that each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement (37 CFR §1.97(e)(1)); or

☐ that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in the counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonably inquire, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement (37 CFR §1.97(e)(2)).

FEE PAYMENT

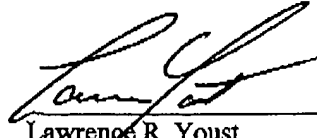
☒ attached is a form PTO-2038 authorizing payment in the amount of \$180.00

☐ charge Deposit Account No. 03-1130 \$180.00

☐ Applicant believes no additional fees are due for the filing of this IDS. However, if any additional fees are due, or any overpayments have been made, please charge, or credit, Deposit Account No. 03-1130.

Dated this 22nd day of March, 2006.

Respectfully Submitted,



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PTO/SB/08B (02-03)

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known	
		Application Number	09/782,412
		Filing Date	February 13, 2001
		First Named Inventor	Gary P. Mousseau et al.
		Art Unit	2153
		Examiner Name	Sean M. Reilly
Sheet 1	of 1	Attorney Docket Number	1400-1072 D5

OTHER PRIOR ART—NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		European Search Report; October 8, 2001; European Patent Office; 3 pages.	
		Communication pursuant to Article 96(2) EPC; February 1, 2005; European Patent Office; 6 pages.	
		Communication pursuant to Article 96(2) EPC; September 9, 2005; European Patent Office; 7 pages.	

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

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